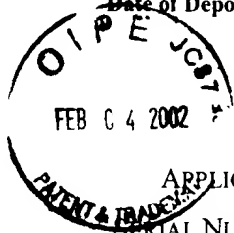


Date of Deposit: February 4, 2002



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Burgess, et al.  
SERIAL NUMBER : 09/939,853 EXAMINER : Not Yet Assigned  
FILING DATE : August 27, 2001 ART UNIT : 1646  
FOR : Novel Proteins and Nucleic Acids Encoding Same

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## BOX IDS

Assistant Commissioner for Patents  
Washington, D.C. 20231



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PATENT TRADEMARK OFFICE

## TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Information Disclosure Statement (1 page);
2. Modified Form 1449/PTO (7 pages), in duplicate;
3. Cited References B1-B3 and C1-C210; and
4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 21402-099 (Cura-399). A duplicate copy of this transmittal letter is enclosed herewith.

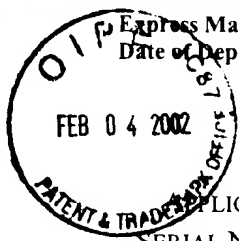
Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529  
MINTZ, LEVIN, COHN, FERRIS,  
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Dated: February 4, 2002

TRA 1625836v1



Express Mail Label No.: EV054296520US  
Date of Deposit: February 4, 2002

Attorney Docket No.: 21402-099

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SERIAL NUMBER: 09/939,853

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Washington, D.C. 20231

### INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. Please note due to its volume only the first page of reference B2 (EP1074617) is being submitted. A copy of the patent can be furnished upon the request of the Examiner. The order of presentation of the references should not be construed as an indication of the importance of the references.

This Information Disclosure Statement is being filed before the mailing date of an Office Action on the merits in the above-identified application. Accordingly, no fee or certification is believed due at this time.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed Form PTO-1449 to evidence that the cited information has been fully considered by the PATENT AND TRADEMARK OFFICE during the examination of this application.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 21402-099).

Respectfully submitted,

*for* *KS Elrifi, Reg No 44,848*

Ivor R. Elrifi Registration No. 39,529

Attorney for the Applicants

c/o MINTZ, LEVIN, COHN, FERRIS,  
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Dated: February 4, 2002



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Approved for use through 9-30-00 OMB 0651-0031  
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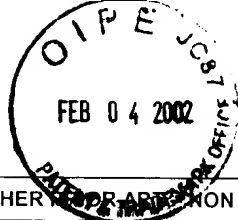
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<b>Modified Form 1449/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	<b>Application Number</b>	09/939,853
	<b>Filing Date</b>	08/27/01
	<b>First Named Inventor</b>	Burgess
	<b>Group Art Unit</b>	1646
	<b>Examiner Name</b>	Not Yet Assigned
	<b>Attorney Docket Number</b>	21402-099

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate

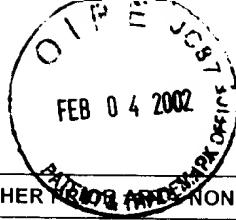
FOREIGN PATENT DOCUMENTS							
Exam Initials	Cite No.	Foreign Patent Document Office Number		Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No	
	B1	EP	1033405	Ceres Incorporated	09/06/2000		
	B2	EP	1074617	Helix Research Institute (First Page Only)	02/07/2001		
	B3	EP	1033401	Genset	09/06/2000		

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	C2	SWALL (SPTR) Accession Number: <b>Q9N4G7</b> (10/01/00).
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	C21	SWALL (SPTR) Accession Number: <b>Q9VK90</b> (05/01/00).
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	C25	Alderborn, et al. (2000). "Determination of single-nucleotide polymorphisms by real-time pyrophosphate DNA sequencing." <i>Genome Res.</i> <b>10</b> (8): 1249-1258.
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	C72	GenBank Accession Number: <b>AAB59366</b> (08/03/93).
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	C81	Hoyt (1994). "Cellular roles of kinesin and related proteins." <i>Curr. Opin. Cell Biol.</i> 6(1): 63-68.
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	C99	SWALL (SPTR) Accession Number: <b>Q9CQZ1</b> (06/01/01).
	C100	SWALL (SPTR) Accession Number: <b>Q9CVQ1</b> (06/01/01).
	C101	SWALL (SPTR) Accession Number: <b>Q9CW36</b> (06/01/01).
	C102	SWALL (SPTR) Accession Number: <b>Q9CWV6</b> (06/01/01).
	C103	SWALL (SPTR) Accession Number: <b>Q9CXA5</b> (06/01/01).
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	C105	SWALL (SPTR) Accession Number: <b>Q9D1E2</b> (06/01/01).
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	C108	GenBank Accession Number: <b>BAA28146</b> (02/13/99).
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	C129	SWALL (SPTR) Accession Number: <b>Q99PU2</b> (06/01/01).
	C130	GenBank Accession Number: <b>BAB32495</b> (06/27/01).
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	C138	GenBank Accession Number: <b>AB051474</b> (02/07/01).
	C139	GenBank Accession Number: <b>BAA86550</b> (11/11/99).
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	C144	GenBank Accession Number: <b>AAF81717</b> (07/05/00).
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	C171	SWALL (SPTR) Accession Number: <b>Q60898</b> (11/01/96).
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	C175	SWALL (SPTR) Accession Number: <b>Q9FP22</b> (03/01/01).
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	C180	SWALL (SPTR) Accession Number: <b>Q9Z1T6</b> (05/30/00).
	C181	GenBank Accession Number: <b>AL158075</b> (06/21/01).
	C182	GenBank Accession Number: <b>AL050320</b> (04/04/01).
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	C190	GenBank Accession Number: <b>AAH05999</b> (07/12/01).
	C191	GenBank Accession Number: <b>BC005999</b> (07/12/01).
	C192	SWALL (SPTR) Accession Number: <b>Q9BQ24</b> (06/01/01).
	C193	GenBank Accession Number: <b>AAB80938</b> (10/13/97).
	C194	GenBank Accession Number: <b>AF022908</b> (10/13/97).
	C195	SWALL (SPTR) Accession Number: <b>O35379</b> (01/01/98).
	C196	SWALL (SPTR) Accession Number: <b>O76007</b> (11/01/98).
	C197	GenBank Accession Number: <b>AJ011654</b> (10/14/98).
	C198	GenBank Accession Number: <b>CAA09726</b> (10/14/98).
	C199	GenBank Accession Number: <b>AAF36018</b> (11/03/01).
	C200	GenBank Accession Number: <b>AC024201</b> (11/03/01).
	C201	GenBank Accession Number: <b>AAC72122</b> (09/26/01).
	C202	GenBank Accession Number: <b>AC005278</b> (09/26/01).
	C203	SWALL (SPTR) Accession Number: <b>Q9ZVS7</b> (05/01/99).
	C204	Wijnholds, et al. (1997). "Increased sensitivity to anticancer drugs and decreased inflammatory response in mice lacking the multidrug resistance-associated protein." <i>Nat. Med.</i> 3(11): 1275-1279.
	C205	GenBank Accession Number: <b>AL133463</b> (03/15/01).
	C206	GenBank Accession Number: <b>CAC16127</b> (03/15/01).
	C207	SWALL (SPTR) Accession Number: <b>Q9H599</b> (03/01/01).



OTHER PRIOR ART, NON PATENT LITERATURE DOCUMENTS

Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C208	SWALL (SPTR) GenBank Accession Number: <b>074339</b> (11/01/98).
	C209	GenBank Accession Number: <b>AL031174</b> (02/01/00).
	C210	GenBank Accession Number: <b>CAA20110</b> (02/01/00).

\* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

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